

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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CHRISTOPHER BURR, Individually and as
Adoptive Parent and Legal Guardian of L.B., a
Minor; and SUSAN HOY Guardian Ad Litem
for L.B., a Minor,

Plaintiff,

v.

CLARK COUNTY DEPARTMENT OF
FAMILY SERVICES; COUNTY OF CLARK,
a Political Subdivision of the State of Nevada;
HEATHER MUMMEY, individually, and in
her official capacity; TIM BURCH,
individually, and in his official capacity; ROE
CLARK COUNTY DEPARTMENT OF
FAMILY SERVICES EMPLOYEES I through
X, individually and in their official capacities;
JONEL KAYE REPOLLO QUERRER,
individually; DOES I through XX; and ROE
CORPORATIONS I through XX, inclusive,

Defendants.

Case No. 2:20-cv-01101-JCM-EJY

ORDER

Pending before the Court is Defendants County of Clark and Heather Mummey's Motion for Leave to File Exhibits Under Seal (ECF No. 111). Defendants seek leave to file Exhibits E and G referenced in their Response to Plaintiffs' Objection to Defendants' Bill of Costs (ECF No. 110) under seal. Defendants state these documents contain "portions of UMC Medical Records that are HIPAA-protected and confidential." *Id.* at 2.

As the party seeking to seal a judicial record Defendants must meet their burden of overcoming the strong presumption in favor of access and public policies favoring disclosure. *Kamakana v. City and Cnty. of Honolulu*, 447 F.3d 1172, 1178–79 (9th Cir. 2006) (holding that those who seek to maintain the secrecy of documents attached to dispositive motions must meet the high threshold of showing that "compelling reasons" support secrecy). Where a party seeks to seal documents attached to a non-dispositive motion, the "public policies that support the right of access to dispositive motions ... do not apply with equal force" *Id.* at 1179 (citation omitted).

Accordingly, IT IS HEREBY ORDERED that Defendants County of Clark and Heather Mummey's Motion for Leave to File Exhibits Under Seal (ECF No. 111) is GRANTED.

DATED this 11th day of October, 2023.

ELAYNA J. YOUGHAN
UNITED STATES MAGISTRATE JUDGE